

## The State of New Hampshire

## Department of Environmental Services



## Michael P. Nolin Commissioner

June 6, 2005

Certified Mail Return Receipt Requested

Letter of Deficiency No. WMD 05-12

Allan Ford DRM Corporation 216 Union Avenue Laconia, NH 03246

Re: DES #: 200504036; Currier Park, 125 Livingston Road, Meredith, NH

Dear Mr. Ford:

On April 14, 2005, the Department of Environmental Services, Waste Management Division ("DES") conducted an inspection of DRM Corporation's ("DRM") property located at 125 Livingston Road, Meredith, NH ("Site"). The purpose of the inspection was to determine DRM's compliance status with RSA 149-M and rules adopted pursuant thereto relative to the proper management of solid waste.

During the April 14, 2005 inspection, DES personnel observed approximately 20 cubic yards of solid waste consisting of white goods, construction and demolition debris, tires, and plastic garbage bags behind lot 8 at the Site.

This letter serves to inform you that the above referenced Site conditions constitute violations of RSA 149-M, specifically:

RSA 149-M:9, I

Operating an unpermitted solid waste facility.

RSA 149-M:9, II

Failure to dispose of solid waste at a permitted solid waste

facility.

DES believes that the cited deficiencies can be corrected by completing the following requested remedial actions within the time indicated:

- 1. Immediately cease operating an unpermitted solid waste facility.
- 2. Immediately cease disposing of solid waste at an unpermitted solid waste facility.

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- 3. Remove all solid waste at the Site by June 30, 2005, to a solid waste facility permitted to handle such wastes. Burning of this material is not allowed.
- 4. By July 8, submit to DES written confirmation that these steps have been completed, including copies of all disposal receipts for the solid waste, at the address below.

Please address all correspondence and reports regarding this matter to:

Blaise Heruoux Department of Environmental Services P.O. Box 95 Concord, NH 03302-0095 Fax: (603) 271-2456

In the event compliance is not achieved within the time period indicated above, DES may initiate formal enforcement action against DRM, including issuing an order requiring the deficiencies to be corrected and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. DES reserves the right to pursue administrative fines for the violations noted above.

Your prompt cooperation is appreciated. Please contact Blaise Heroux at (603) 271-3899 if you have any questions or need further assistance.

Sincerely,

Paul Heirtzler, P.E., Esq.

Administrator

Waste Management Programs

Certified Mail RRR#: 7000 0600 0023 9932 1448

CC: DB/File/Town

Anthony P. Giunta, P.G., Director, WMD Gretchen Hamel, DES Legal Unit Administrator Kerry Barnsley, DES Enforcement Attorney William Edney, Code Administrator, Town of Meredith